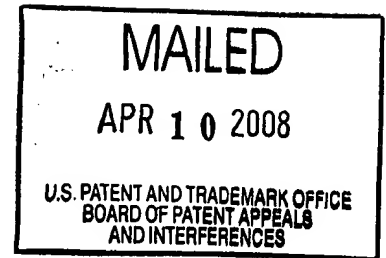


UNITED STATES PATENT AND TRADEMARK OFFICE



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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte: STUART A. FRASER, HOWARD LUTNICK, and PAUL BIJOY

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Application No.09/859,661

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on March 25, 2008. A review of the application has revealed that the application is not ready for review and consideration. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

INFORMATION DISCLOSURE STATEMENT

Appellant filed an Information Disclosure Statement (IDS) dated September 21, 2006.

There is no indication on the record that the Information Disclosure Statement was considered by the examiner. A written communication notifying appellant of the Examiner's consideration is required.

Application No. 09/859,661

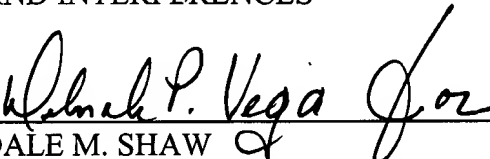
CONCLUSION

Accordingly, it is

**ORDERED** that the application is returned to the examiner for:

- 1) consideration and formal acknowledgment of the identified Information Disclosure Statement dated September 21, 2006, is required; and
- 2) to notify appellants of such consideration;

BOARD OF PATENT APPEALS  
AND INTERFERENCES

  
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DALE M. SHAW  
CHIEF APPEALS ADMINISTRATOR  
(571) 272-9797

DMS/dpv

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